

FILED  
U.S. DISTRICT COURT  
DISTRICT OF NEBRASKA  
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UNITED STATES DISTRICT COURT  
DISTRICT OF NEBRASKA

Natalie A. Mather  
1455 N. Garfield St.  
Fremont, NE 68025

Plaintiff,

vs.

Raymond Mather  
26920 Pioneer Hwy.  
Stanwood, WA 98292

Defendant

Case No.

8:15CV104

**COMPLAINT**

Comes now the Plaintiff in the above styled action and does show cause for complaint as follows:

1. This is an action sustained by Natalie A. Mather, hereinafter Plaintiff Mather, and sues the Defendant, Raymond Mather, alleging: (a) physical abuse causing damage, and (b) sexual assault by force.

### **Jurisdiction and Venue**

2. This court obtains jurisdiction over this case based upon diversity of citizenship where the parties are citizens of different states, therefore diversity jurisdiction exists.

28 U.S.C. § 1332.

3. Venue is proper in the District of Nebraska because each event giving rise to this action accrued in the District of Nebraska. 28 U.S.C. § 1391.

### **Parties**

4. Plaintiff, Natalie A. Mather, exists as the lawful and biological sister of Defendant, Raymond Mather.

5. Defendant, Raymond Mather, exists as the lawful and biological brother of Plaintiff, Natalie A. Mather, and resided jointly and together throughout a lengthy duration of their previous childhood.

### **Statement of Facts**

6. Some case history establishes that the brother and sister (the siblings) at a very early age were removed from the care of their natural and biological mother, then being raised and cared for by their grandparents, Raymond (Jim), and Nina Mather.

7. The siblings' grandparents sought and obtained a legally binding custody order sufficing judicial authority in which to care, provide for, and raise the children.

8. Defendant Mather was engaged in high school wrestling at which caused an overly controlling and even so much as violent-natured attitude.

9. Upon such time at which Plaintiff Mather was solely at the age of four years old, Defendant Mather viciously, aggressively and full of anger attacked Plaintiff Mather, grabbing her with an excessively harsh grip, both of her hands, and most maliciously broke, cracked, and clearly shattered beyond reasonable treatment or repair, all ten of her fingers.

10. Plaintiff Mather was in fact immediately transported to the local Blair, Nebraska hospital, and attended the emergency department where she obtained medical treatment, sufficing her injuries.

11. To date, and clearly verifiable through the firm notation of her physician/specialist, all ten of her fingers upon both hands are still yet impaired at the sole and isolated cause of Defendant Mather's actions of aggression, and has been clearly verified through a recent X-ray of the impairment and of her current physician's X-ray examination to date.

### **The Sexual Assault**

12. During such stage at which Plaintiff Mather was at the age of nine (9) years old, Defendant Mather commenced into engaging in sexual advances towards her, touching in a "private" realm, concisely upon her vagina, and rubbed his hand all in between her legs, and commenced into feeling of her buttocks with his hand. Plaintiff Mather made most clear to Defendant Mather that any and all of his sexual advances and even mere contact was undesired.

13. Despite Plaintiff Mather's clear direction, Defendant Mather continued, and did hold Plaintiff Mather down upon her bed with excessive force, bringing unbearable pain upon her arms in pressing her down, not allowing her to free herself, as she in fact continued to attempt to do.

14. To date, Plaintiff Mather suffers severe hardship and injury, caused at the hands of Defendant Mather, where she in fact still yet is undergoing therapy, and treatment as such in sole, and clear results of the excessive depression, emotional trauma, excessive fear, and mental anguish, caused and solely brought upon at the hands of Defendant Mather.

### **Claim One**

15. Defendant viciously, recklessly, and aggressively caused irreparable harm upon Plaintiff, causing a lifelong impairment, upon such time at which he inflicted severe injury, breaking all ten of her fingers.



**Claim Two**

16. Defendant sexually assaulted and molested Plaintiff with intent, and without privilege or consent, leaving a lifelong traumatizing fear upon her, not limited to the excessive and unbearable mental and emotional anguish caused solely at the hands of Defendant Mather.

**WHEREFORE**, upon the premises considered, it is respectfully requested upon this honorable court that judgment be entered as follows:

(a) Enter an order finding that declaratory judgment and injunctive relief would not be appropriate in this specific case, thus, a mere damage claim against Defendant is more appropriate.

(b) Enter judgment against Defendant sufficing punitive damage awards in an amount of three hundred thousand dollars (\$300,000).


(c) Enter judgment against Defendant sufficing actual damages in an amount of four hundred and twenty-five thousand dollars (\$425,000).

(d) Enter judgment against Defendant sufficing compensatory damage awards, resulting her medical treatment, in sole result of injury caused and brought upon at the hands of Defendant, in an amount of twelve thousand dollars (\$12,000).

(e) Jury demand.

Signed this 26<sup>th</sup> day of February, 2015

I declare under the penalty of perjury the foregoing to be true and correct to the best of my knowledge, and upon information and belief.

  
[Signature of Plaintiff]

Respectfully submitted  
Natalie A. Mather  
1455 N. Garfield St.  
Fremont, NE 68025  
(406) 299-0362

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS NATALIE A. MATHERDEFENDANTS RAYMOND MATHER(b) County of Residence of First Listed Plaintiff Dodge  
(EXCEPT IN U.S. PLAINTIFF CASES)County of Residence of First Listed Defendant \_\_\_\_\_  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

(c) Attorneys (Firm Name, Address, and Telephone Number)

NATALIE A. MATHER  
PO BOX 1455 N. GARFIELD ST  
FREMONT NE 68025

Attorneys (If Known)

## II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question  
(U.S. Government Not a Party)
- ☒ 4 Diversity  
(Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- |   | PTF                                   | DEF                                   |   | PTF                        | DEF                        |
|---|---------------------------------------|---------------------------------------|---|----------------------------|----------------------------|
| Citizen of This State                   | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1            | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2            | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3            | <input type="checkbox"/> 3            | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

## IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<b>PERSONAL INJURY</b> <input checked="" type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	<b>PRISONER PETITIONS</b> <b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	<b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609

## V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation

## VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): Diversity of citizenship 28 U.S.C. 1332Brief description of cause: Personal injury. Physical damage.

## VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.DEMAND \$ 737,000 CHECK YES only if demanded in complaint:  
JURY DEMAND: ☒ Yes ☐ No

## VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE \_\_\_\_\_

DOCKET NUMBER \_\_\_\_\_

DATE 02/26/2015 SIGNATURE OF ATTORNEY OF RECORD Natalie A. Mather

FOR OFFICE USE ONLY

RECEIPT # \_\_\_\_\_ AMOUNT \_\_\_\_\_ APPLYING IFP \_\_\_\_\_ JUDGE \_\_\_\_\_ MAG. JUDGE \_\_\_\_\_



FROM:

NATALIE MATHER  
1455 N. Garfield,  
Fremont, NE 68025



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